

BKL SP-4 12/14/07

PATENT

REMARKS

Claims 1-3, 5-6, 10-22 remain in the application.

Claim 12 has been amended to incorporate the limitations of allowable claim 15.

Claim 22 has been rewritten to depend from claim 1.

Claim 23 has been added to correspond to allowable claim 7, which is cancelled.

Claim 24 has been added to correspond to allowable claim 17, which is cancelled.

Claims 1-3, 5, 6, 12-14, 18 and 22 rejected under §102(b) as anticipated by Nilssen. Nilssen discloses a flashlight with a switch (SM, Fig 6) that appears to have three positions: an off state, and on state, and a boost state in which a higher voltage is supplied to the lamp. A further cited embodiment (SL, Fig 3) has a slider switch that also has three such positions. The switch has a detent for the on state, and extra pressure provides higher brightness. Claim 1 has been amended to clarify that applicant's switch has a push-button actuator that operates to sequence the switch through the states with each click of the button, unlike the position-dependent switches of Nilssen, which do not provide a sequence of operation based on repeated clicking of a button.

Accordingly, claim 1 and its dependents should be allowable over the cited reference and because of the features set forth therein.

The remaining claims should be allowable in view of the above amendments.

All pending claims should be allowable for the above reasons. Reconsideration of the application is respectfully requested.

Respectfully submitted,
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